

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Patent

Applicants: Lawrence David McCarthy, et al.) Re: Information Disclosure Statement
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USSN: 10/562,301) Group: 2625
)
Filing or 371 (c) Date: 11-01-2006) Examiner: ROGERS, SCOTT A
)
For: "Method of encoding a latent image") Our Ref: B-5838PCT 623089-9
)
) Date: September 30, 2010

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the Applicant's duty to disclose information, which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the next Office Action on the merits.

The documents listed on the enclosed Form PTO-1449 (modified) were cited in the EPO Supplementary Search Report issued in EPO Application No. 04737536 for the reasons noted. A copy of the EPO Supplementary Search Report is enclosed. In accordance with 37 C.F.R. § 1.98(a) (2) (ii), copies of the U.S. patent documents listed on the enclosed Form PTO-1449 (modified) are not enclosed. We note that US 5,437,897A Tanaka, et al. was previously cited at the USPTO and that the other documents cited in the Supplementary Search Report were previously disclosed to the USPTO except for EP 0 642 933 B1, which is the English equivalent of WO 93/24334 A. A copy of EP 0 642 933 B1 is enclosed. Copies of the other cited foreign documents are not enclosed since they were previously submitted to the USPTO.

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The Applicant believes that this IDS is being submitted after the issuance of a first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance.

Each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. Therefore, no official fees should be due, and this IDS should be considered on the merits. If the Commissioner believes that this IDS is not being timely filed, then the Commissioner is authorized to charge any additional fees which may be required to deposit account no. 12-0415 to have this IDS considered on its merits.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (and any enclosure referred to in this paper) is being transmitted electronically to the United States Patent and Trademark Office on September 30, 2010 by

Ilya Malinskiy
(Name of Person Transmitting)
/Ilya Malinskiy/
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Respectfully submitted,

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Encl.: Form PTO-1449 (modified) (1 page)
Copy of EP 0 642 933 B1
Copy of EPO Supplementary Search Report